

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1683 be amended to read as follows:

1 Page 2, after line 5 , begin a new paragraph and insert:
 2 "Section 1. IC 8-6-12-3 IS ADDED TO THE INDIANA CODE AS
 3 A **NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1,**
 4 2003]: Sec. 3. **Local Condemnation of Neglected Railroad**
 5 **Property. The board of public works or board of public works**
 6 **and safety of a city or town legislative body may issue a written**
 7 **improvement order requiring that any railroad undertake to**
 8 **repair or improve that space immediately adjacent to its rails and**
 9 **within its rails. The written improvement order shall be given by**
 10 **the board or body to the railroad, interurban, or interurban street**
 11 **railroad company and must allow the railroad company thirty (30)**
 12 **days in which to commence the repairs or improvement. If the**
 13 **railroad company fails to complete the work within one hundred**
 14 **eighty (180) days, then the board or body may proceed with**
 15 **condemnation proceedings for the taking of that property not**
 16 **repaired or improved.**

(Reference is to HB 1683 as printed February 18, 2003.)

 Representative ALDERMAN